



## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Approve Minutes

- a) June 19, 2007 (Shirtsleeve Session)
- b) June 20, 2007 (Regular Meeting)
- c) June 26, 2007 (Shirtsleeve Session)
- d) June 26, 2007 (Special Meeting)
- e) June 29, 2007 (Special Meeting)
- f) July 3, 2007 (Shirtsleeve Session)
- g) July 4, 2007 (Regular Meeting)
- h) July 10, 2007 (Shirtsleeve Session)

**MEETING DATE:** July 18, 2007

**PREPARED BY:** City Clerk

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**RECOMMENDED ACTION:** Approve the following minutes as prepared:

- a) June 19, 2007 (Shirtsleeve Session)
- b) June 20, 2007 (Regular Meeting)
- c) June 26, 2007 (Shirtsleeve Session)
- d) June 26, 2007 (Special Meeting)
- e) June 29, 2007 (Special Meeting)
- f) July 3, 2007 (Shirtsleeve Session)
- g) July 4, 2007 (Regular Meeting)
- h) July 10, 2007 (Shirtsleeve Session)

**BACKGROUND INFORMATION:** Attached are copies of the subject minutes, marked Exhibits A through H.

**FISCAL IMPACT:** None.

**FUNDING AVAILABLE:** None required.

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Randi Johl  
City Clerk

RJ/JMP

Attachments

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

**CITY OF LODI  
INFORMAL INFORMATIONAL MEETING  
"SHIRTSLEEVE" SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, JUNE 19, 2007**

The June 19, 2007, Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was canceled.

ATTEST:

Randi Johl  
City Clerk

**LODI CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, JUNE 20, 2007**

**C-1     CALL TO ORDER / ROLL CALL**

The City Council Closed Session meeting of June 20, 2007, was called to order by Mayor Johnson at 6:30 p.m.

Present: Council Members – Katzakian, Mounce, and Mayor Johnson

Absent: Council Members – Hansen and Hitchcock

Also Present: City Manager King, City Attorney Schwabauer, and City Clerk Johl

**C-2     ANNOUNCEMENT OF CLOSED SESSION**

- a) Actual Litigation: Government Code §54956.9(a); One Case; Richard Romero, a Minor by and through His Guardian ad Litem, Susie Romero v. City of Lodi, et al., Superior Court, County of San Joaquin, Case No. CV 027014
- b) Prospective Acquisition of Real Property for Street Easement Deed Dedications from Certain Property Owners Located within the Turner Road/Lower Sacramento Road Project Limits, Lodi, California, for Right-of-Way; the Negotiating Parties are General Mills (APN #s 015-230-31 and 015-230-40) and City of Lodi; Government Code §54956.8 (PW)
- c) Actual Litigation: Government Code §54956.9(a); One Case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- d) Conference with Blair King, City Manager, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), Regarding Police Mid-Managers and Fire Mid-Managers Pursuant to Government Code §54957.6

**C-3     ADJOURN TO CLOSED SESSION**

At 6:30 p.m., Mayor Johnson adjourned the meeting to a Closed Session to discuss the above matters.

The Closed Session adjourned at 7:05 p.m.

**C-4     RETURN TO OPEN SESSION / DISCLOSURE OF ACTION**

At 7:11 p.m., Mayor Johnson reconvened the City Council meeting, and City Attorney Schwabauer disclosed the following actions.

In regard to Item C-2 (a), settlement direction was given.

In regard to Item C-2 (b), negotiating direction was given.

Items C-2 (c) and C-2 (d) were not discussed.

**A.     CALL TO ORDER / ROLL CALL**

The Regular City Council meeting of June 20, 2007, was called to order by Mayor Johnson at 7:11 p.m.

Present: Council Members – Katzakian, Mounce, and Mayor Johnson

Absent: Council Members – Hansen and Hitchcock

Also Present: City Manager King, City Attorney Schwabauer, and City Clerk Johl

**B.     INVOCATION**

The invocation was given by Lieutenant Dan Williams, Lodi Salvation Army.

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Johnson.

D. AWARDS / PROCLAMATIONS / PRESENTATIONS

D-1 (a) Lodi Fire Battalion Chiefs Kevin Donnelly and Jeff Larson presented the Joint Apprenticeship Committee plaques to the following members of the Lodi Fire Department:

Battalion Chief Ronald Penix	Fire Fighter II Paul Alvarez
Captain Peter Iturraran	Fire Fighter II Aaron Ayers
Engineer Bradley Doell	Fire Fighter II David Bolognini
Engineer Grant Gibson	Fire Fighter II Emilio Cahue
Engineer Shane Langone	Fire Fighter II Michael Melton
Engineer David Mettler	Fire Fighter II Jeremy Quaglia
Engineer Michael Woznick	Fire Fighter II Todd Wagner
Fire Fighter II Michael Alegre II	

D-2 (a) Mayor Johnson presented a proclamation to Rod Cordero, Fire Engineer with the Lodi Fire Department, setting forth Saturday, July 14, 2007, as the date for the Firefighter Muscular Dystrophy Association "Fill the Boot" fundraiser in the City of Lodi.

D-3 (a) Wayne Folmer and fellow members of the 2007 Leadership Lodi class presented information on this year's class project, "Leadership Lodi Goes to the Dogs," which seeks to raise funds for Animal Friends Connection to be used to help improve the quality of life for animals awaiting adoption.

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E. CONSENT CALENDAR

In accordance with the report and recommendation of the City Manager, Council, on motion of Mayor Johnson, Mounce second, approved the following items hereinafter set forth **except those otherwise noted** by the vote shown below:

Ayes: Council Members – Johnson, Katzakian, and Mounce

Noes: Council Members – None

Absent: Council Members – Hansen and Hitchcock

E-1 Claims were approved in the amount of \$5,059,922.05.

E-2 The minutes of May 30, 2007 (Special Joint Meeting w/City of Lodi Redevelopment Agency), June 5, 2007 (Shirtsleeve Session), June 6, 2007 (Regular Meeting), June 12, 2007 (Shirtsleeve Session), and June 13, 2007 (Special Joint Meeting w/Planning Commission) were approved as written.

E-3 Adopted Resolution No. 2007-114 authorizing the sole source purchase and installation of swimming pool heater in the amount of \$28,899.61 and sand filter system in the amount of \$25,600.30 for Enze Pool at Blakely Park, 1050 South Stockton Street, to Knorr System, Inc., of Santa Clara, CA, and appropriating proceeds from the sale of surplus property in the amount of \$40,402.00 and an additional \$14,097.90 to cover the cost of this purchase.

E-4 Accepted the improvements under the "Blakely Park South Pool Deck Improvements, 1050 South Stockton Street" contract.

E-5 Adopted Resolution No. 2007-115 accepting the improvements under the "Roof Replacements at Legion Park, 835 South Hutchins Street, and Kofu Park, 1145 South Ham Lane" contract.

- E-6 "Adopt Resolution Approving Contract in the Amount of \$217,824 with Lodi Unified School District and the City of Lodi Parks and Recreation Department to Provide After School Education and Safety Program at Four Locations During Fiscal Year 2007-08" was ***pulled from the agenda by City Manager King.***
- E-7 Adopted Resolution No. 2007-116 rescinding the Joint Powers Agreement of 1973 creating the 49-99 Cooperative Library System and adopted Resolution No. 2007-117 authorizing the Library to join the re-established Cooperative Library System under a joint resolution.
- E-8 Adopted Resolution No. 2007-118 awarding service contract to Auriga Corporation, of Milpitas, CA, to provide routing and siting evaluation for a western transmission line interconnection in the amount of \$95,950.
- E-9 Adopted Resolution No. 2007-119 authorizing the City Manager to execute Task Order with Treadwell & Rollo for groundwater monitoring services for Lodi Central Plume in the amount of \$62,000.
- E-10 Adopted Resolution No. 2007-120 approving renewal of maintenance of State Highway agreement with the State of California Department of Transportation for fiscal year 2006-07 in the amount of \$9,108 and authorizing the City Manager to execute subsequent agreements.
- E-11 Adopted Resolution No. 2007-121 authorizing the City Manager to execute the master agreements and all program supplements for State-funded transit projects and any amendments thereto with the State of California Department of Transportation.
- E-12 "Adopt Resolution Renewing Line of Credit with Farmers and Merchants Bank (\$3,000,000) at No Cost to the City of Lodi for the Lodi Electric Utility through June 30, 2008" was ***removed from the Consent Calendar and discussed and acted upon following approval of the Consent Calendar.***
- E-13 Approved the submitted City of Lodi Arts & Cultural Project mini-grants for 2006-07.
- E-14 Approved the insubstantial amendments to the Assignment and Assumption Agreement, attached as Exhibit G to the Development Agreement by and between the City of Lodi and San Joaquin Valley Land Company (SJVLC), thereby consenting to the assignment of the Blue Shield site from SJVLC to Blue Shield, and granted temporary easement.

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ACTION ON ITEMS REMOVED FROM THE CONSENT CALENDAR

- E-12 "Adopt Resolution Renewing Line of Credit with Farmers and Merchants Bank (\$3,000,000) at No Cost to the City of Lodi for the Lodi Electric Utility through June 30, 2008"

This item was pulled for further discussion by Mayor Pro Tempore Mounce.

In response to Mayor Pro Tempore Mounce, Deputy City Manager Krueger stated the housekeeping issues previously brought forth have been resolved including questions regarding the agreement itself and interest rate options and staff is requesting authority to extend the agreement for a 12-month period.

In response to Mayor Pro Tempore Mounce, Mr. Krueger stated the exhibits exist and have been attached.

MOTION / VOTE:

The City Council, on motion of Mayor Pro Tempore Mounce, Johnson second, adopted Resolution No. 2007-122 renewing line of credit with Farmers and Merchants Bank in the amount of \$3,000,000, at no cost to the City of Lodi, for the Lodi Electric Utility through June 30, 2008. The motion carried by the following vote:

Ayes: Council Members – Katzakian, Mounce, and Mayor Johnson

Noes: Council Members – None

Absent: Council Members – Hansen and Hitchcock

F. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

- Rashid Rashid provided a brief overview of the plans for a new business to include a restaurant, retail section, and dance club in response to a newspaper article.

G. COMMENTS BY CITY COUNCIL MEMBERS ON NON-AGENDA ITEMS

- Mayor Johnson commended General Mills on its efforts with the Trix Run.
- Mayor Pro Tempore Mounce reported on her attendance at the Lodi Improvement Committee and commended the Committee and the City Manager on their efforts and presentation regarding the development agreements.

H. COMMENTS BY THE CITY MANAGER ON NON-AGENDA ITEMS

- City Manager King highlighted the Celebrate America and 4<sup>th</sup> of July events. Mr. King also stated the Police Department and local businesses are working together on loitering and youth congregation issues. He stated the matter will be brought to Council in the near future.

I. PUBLIC HEARINGS – None

J. COMMUNICATIONS

J-1 Claims Filed Against the City of Lodi – None

J-2 The following postings/appointments were made:

- a) The City Council, on motion of Mayor Johnson, Mounce second, directed the City Clerk to post for the following vacancy by the vote shown below:

Ayes: Council Members – Katzakian, Mounce, and Mayor Johnson

Noes: Council Members – None

Absent: Council Members – Hansen and Hitchcock

Lodi Arts Commission

John Callahan Term to expire July 1, 2008

- b) The City Council, on motion of Mayor Pro Tempore Mounce, Katzakian second, made the following appointments by the vote shown below:

Ayes: Council Members – Katzakian, Mounce, and Mayor Johnson

Noes: Council Members – None

Absent: Council Members – Hansen and Hitchcock

Greater Lodi Area Youth Commission

Student Appointees:

Megan Connors Term to expire May 31, 2008

Joseph Price Term to expire May 31, 2008

Amanda Stevens Term to expire May 31, 2008

Corinne Casey Term to expire May 31, 2009

Hannah Merrill Term to expire May 31, 2009

Jonathan Newman Term to expire May 31, 2009

Lisa VanderHeiden Term to expire May 31, 2009

J-3      Miscellaneous

- a)      The City Council, on motion of Mayor Pro Tempore Mounce, Johnson second, accepted the cumulative Monthly Protocol Account Report through May 31, 2007, by the following vote:

Ayes:    Council Members – Katzakian, Mounce, and Mayor Johnson

Noes:    Council Members – None

Absent: Council Members – Hansen and Hitchcock

K.      REGULAR CALENDAR – None

L.      ORDINANCES – None

M.      ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 7:37 p.m.

ATTEST:

Randi Johl  
City Clerk

**CITY OF LODI  
INFORMAL INFORMATIONAL MEETING  
"SHIRTSLEEVE" SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, JUNE 26, 2007**

An Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was held Tuesday, June 26, 2007, commencing at 7:27 a.m.

**A. ROLL CALL**

Present: Council Members – Hansen, Mounce, and Mayor Johnson

Absent: Council Members – Hitchcock and Katzakian

Also Present: City Manager King, Deputy City Attorney Magdich, and City Clerk Johl

**B. TOPIC(S)**

**B-1 "Utilities Quarterly Update"**

Electric Utilities Manager Ken Wisel provided a PowerPoint presentation regarding the quarterly update. Specific topics of discussion included a summary, financial results, electric expenses by series, sales, billing statistics, Northern California Power Agency general operating reserve, power supply, power supply contributing factors, open position, electric prices, and natural gas forward price curves.

In response to Council Member Hansen, Mr. Wisel indicated one reason the numbers are well under budget is unfilled positions.

In response to Mayor Johnson, Mr. Wisel stated staff will provide Council with information regarding the differences in the numbers, including the equipment line item.

In response to Mayor Johnson, Mr. Wisel stated third-party revenues could include surplus sales of property and equipment.

In response to Council Member Hansen, Mr. Wisel stated there is a sense that prices are dropping now, but during really hot periods they may rise again. He stated September may be a bit lower and may be the time to purchase.

Discussion ensued between Mayor Johnson, Council Member Hansen, Mr. Wisel, and City Manager King regarding the open position, the numbers to be averaged for the open position, previously large open position and efforts to prevent the same in the future, timing associated with closing positions, authorization to close positions for specific months, and a policy associated with closing open positions.

Public Works Director Prima provided a PowerPoint presentation regarding wastewater financials, operating expenses by series, water financials, water expenses by series, water and wastewater summary, White Slough contract for pipeline repairs, permit status, drinking water studies, water supply, interim permit for North San Joaquin County Conservation District and meeting, Groundwater Banking Authority efforts, and East Bay Municipal Utility District water protest and meetings.

In response to Mayor Pro Tempore Mounce, Mr. Prima stated Project No. 3 on the water replacement program is wrapped up with some concentration in the downtown area and Project No. 4 is in design and will be brought back to Council shortly.

In response to Council Member Hansen, Mr. Prima stated construction on the water treatment plant will likely begin by 2010 and the process will entail an Environmental Impact Report and State permits. Mr. Prima also stated that the Woodbridge Irrigation District is willing to give an extension on the current agreement, which will be coming back sometime during the summer.



In response to Mayor Johnson, City Manager King stated the scope of the project will determine what level of environmental certification will be required. Mr. King stated additional information regarding the assessment process and related information will also be needed.

In response to Mayor Johnson, Mr. Prima stated the \$200,000 from North San Joaquin has not been paid yet because it has not been assessed, it will be implemented in the coming fiscal year, it may not go away if the application with the Water Board is denied because it is not directly related, and they are not losing all their water because they may also have replacement water.

In response to Mayor Johnson, Mr. Prima stated the Flag City money has not yet arrived and they are still working on the design standards. Mr. King stated a Council action remains for the modification of the ordinance, which will not be brought forth until the design standards are provided.

In response to Mayor Johnson, Mr. King stated that as to the winery hook-ups, Van Ruitten is physically connected and the two others received preferential rates. Mr. King also provided an overview of the downtown Tasting Room timeline and status.

City Manager King stated they did not receive any proposals for the Electric Utility Guild Avenue property and staff will reassess the options.

City Manager King provided an overview of the Leadership in Energy and Environmental Design (LEED) program, which promotes green practices and sustainability of new development. Mr. King stated Lodi is 1 of 61 cities invited to participate in the neighborhood development program and they are working with Reynolds Ranch and Wildan. He stated they will need to develop guidelines for certification and discussed some factors regarding the same. In response to Mayor Johnson, Mr. King stated the program is primarily applicable to commercial, with some residential application.

**C. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS**

None

**D. ADJOURNMENT**

No action was taken by the City Council. The meeting was adjourned at 8:11 a.m.

ATTEST:

Randi Johl  
City Clerk

LODI CITY COUNCIL  
SPECIAL CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, JUNE 26, 2007

A. CALL TO ORDER / ROLL CALL

The Special City Council meeting of June 26, 2007, was called to order by Mayor Johnson at 7:05 a.m.

Present: Council Members – Hansen, Mounce, and Mayor Johnson

Absent: Council Members – Hitchcock and Katzakian

Also Present: City Manager King, Deputy City Attorney Magdich, and City Clerk Johl

B. CLOSED SESSION

At 7:05 a.m., Mayor Johnson adjourned the Special City Council meeting to a Closed Session to discuss the following matter:

B-1 Actual Litigation: Government Code §54956.9(a); One Case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658

The Closed Session adjourned at 7:25 a.m.

C. RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

At 7:25 a.m., Mayor Johnson reconvened the Special City Council meeting, and Deputy City Attorney Magdich disclosed that settlement direction was given.

D. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 7:25 a.m.

ATTEST:

Randi Johl  
City Clerk

LODI CITY COUNCIL  
SPECIAL CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
FRIDAY, JUNE 29, 2007

A. CALL TO ORDER / ROLL CALL

The Special City Council meeting of June 29, 2007, was called to order by Mayor Johnson at 7:00 a.m.

Present: Council Members – Hansen, Mounce, and Mayor Johnson

Absent: Council Members – Hitchcock and Katzakian

Also Present: City Manager King, Deputy City Attorney Magdich, and Deputy City Clerk Perrin

B. CLOSED SESSION

At 7:00 a.m., Mayor Johnson adjourned the Special City Council meeting to a Closed Session to discuss the following matter:

B-1 Actual Litigation: Government Code §54956.9(a); One Case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658

The Closed Session adjourned at 7:21 a.m.

C. RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

At 7:21 a.m., Mayor Johnson reconvened the Special City Council meeting, and Deputy City Attorney Magdich disclosed that direction was given; no reportable action was taken.

D. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 7:21 a.m.

ATTEST:

Jennifer M. Perrin  
Deputy City Clerk

**CITY OF LODI  
INFORMAL INFORMATIONAL MEETING  
"SHIRTSLEEVE" SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, JULY 3, 2007**

The July 3, 2007, Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was canceled.

ATTEST:

Randi Johl  
City Clerk

**LODI CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, JULY 4, 2007**

**EXHIBIT G**

The July 4, 2007, Regular Meeting of the Lodi City Council was canceled.

ATTEST:

Randi Johl  
City Clerk

**CITY OF LODI  
INFORMAL INFORMATIONAL MEETING  
"SHIRTSLEEVE" SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, JULY 10, 2007**

**EXHIBIT H**

An Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was held Tuesday, July 10, 2007, commencing at 7:01 a.m.

**A. ROLL CALL**

Present: Council Members – Hansen, Hitchcock, Katzakian, and Mounce

Absent: Council Members – Mayor Johnson

Also Present: City Manager King, City Attorney Schwabauer, and City Clerk Johl

**B. TOPIC(S)**

B-1 "Internal Services Staffing Changes and Electric Utility Open Position and Power Procurement Needs"

City Manager King provided a brief introduction of the subject matter.

Deputy City Manager Krueger provided a presentation regarding internal services staffing changes. Mr. Krueger specifically provided an overview of various staffing changes made from previous years to the present. He also reviewed the overall organization of internal services and the budget associated with the same.

In response to Council Member Hansen, Mr. Krueger stated the positions shown in yellow include a reclassified position for the accounting manager and a retired position for the customer service manager. Mr. Krueger stated these positions were filled with people already employed by the City. He also confirmed the illustrated white positions are no longer here.

Discussion ensued between Council Member Hansen, Deputy City Manager Krueger, and City Manager King regarding the difference in budgeted amounts, including inflation comparisons, for the 2004-05 budget and the 2007-08 budget.

In response to Mayor Pro Tempore Mounce, Mr. Krueger stated the customer service supervisor position was reclassified and there was some opposition from the bargaining unit.

In response to Council Member Hitchcock, Mr. Krueger stated the budget manager is Kirk Evans and the financial services manager is Ruby Paiste. He also stated the human resources manager position is currently being recruited for and he is comfortable with the qualifications and workloads of individuals. Mr. Krueger provided an overview of the functions of various positions. Mr. King provided comments regarding organizational structure, previous budget related practices, and future goals regarding the same

In response to Council Member Hansen, Mr. Krueger stated the typical alignment between position classifications is 20%. Mr. King stated in some cases it may be less depending upon the steps.

In response to Council Member Hansen, Mr. Krueger stated they are working on restoring customer service as the remaining key positions are filled to meet the goal of being a more efficient organization. Council Member Hansen suggested doing an employee survey to measure internal customer service.

Electric Utility Director Morrow provided a presentation regarding the fiscal year 2008 open position. Topics of discussion included, but were not limited to, an overview, open position, open position in other cities, planned hedges, market price trends, laddering concept, existing open position, Northern California Power Agency (NCPA) cash position, NCPA power purchase project, Z.E. PowerGroup Inc., and a summary.

In response to Council Member Hansen, Mr. Morrow stated they will be making a purchase soon for the January-March open position of 25 megawatts. Mr. Morrow stated that, while 30 is the base load amount, low and high loads are a factor as well.

In response to Council Member Hansen, Mr. Morrow stated they hope to make the purchases by the end of the week if the numbers are favorable. Discussion ensued between Council Member Hansen and Mr. Morrow regarding downward trends, premiums for hedging, real time prices, and risk analysis.

In response to Council Member Hansen, Mr. Morrow stated there is a 10% open position for the next fiscal year. Mr. Morrow provided an overview of the laddering concept and three-year period benchmarks.

In response to Mayor Pro Tempore Mounce, Mr. Morrow stated staff will provide the open position numbers for Roseville as requested.

In response to Council Member Hansen, Mr. Morrow stated monitoring the market separate from NCPA is more of a generalization, and not a criticism, to keep our eyes open to procurement possibilities.

**C. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS**

None

**D. ADJOURNMENT**

No action was taken by the City Council. The meeting was adjourned at 8:04 a.m.

ATTEST:

Randi Johl  
City Clerk